

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

LIBERTY PATENTS, LLC,

Plaintiff,

v.

BLACKBERRY LIMITED, et al.,

Defendants.

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CIVIL ACTION NO. 2:21-cv-458-JRG

JURY TRIAL DEMANDED

**JOINT MOTION TO DISMISS DEFENDANT SUBARU
UNDER RULE 41(a)(2) WITHOUT PREJUDICE**

1. Whereas, plaintiff Liberty Patents LLC (“Liberty”) and defendant Subaru of America, Inc. (“Subaru”) are involved in the above-captioned litigation.
2. Whereas, Subaru asserts that the products accused of infringement in the above-captioned litigation are licensed under an agreement between a third party and Liberty.
3. Whereas, in order to prevent further litigation and obviate the need for discovery on these issues, Subaru has provided representations and warranties that its current and former suppliers of Over-the-Air Automatically Updating System Software (QNX or AGL) technology for cars sold in the US were licensed entities.
4. In return for the above representations and warranties, Liberty hereby moves to dismiss its claim against Subaru in the above-captioned litigation without prejudice. Subaru does not oppose.
5. Liberty’s other claims in this case against the other defendants are unaffected by this motion.

Dated: April 12, 2022

Respectfully submitted,

/s/ Zachariah S. Harrington

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*Attorneys for Defendant Subaru of America,
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on 12th day of April 2022, the above document was filed with the Clerk of Court using CM/ECF which will send notification of such filing to the attorneys of record in this case.

/s/ Zachariah S. Harrington
Zachariah S. Harrington